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14 Attorneys for Defendant
15 TWITTER, INC.

16 UNITED STATES DISTRICT COURT
17 NORTHERN DISTRICT OF CALIFORNIA
18 SAN FRANCISCO DIVISION

19 OMAR ABDULAZIZ,
20 Plaintiff,

21 v.

22 TWITTER, INC.; MCKINSEY & CO.,
23 Defendants.

Case No. 3:19-cv-06694-LB

**DECLARATION OF RYLEE
KERCHER OLM IN SUPPORT OF
TWITTER, INC.'S MOTION TO
DISMISS PLAINTIFF'S COMPLAINT**

Date: January 23, 2020
Time: 9:30 a.m.
Dept.: Courtroom B- 15th Floor
Judge: Hon. Laurel Beeler

Date Filed: October 18, 2019

Trial Date: None Set

24 REDACTED VERSION OF DOCUMENT SOUGHT TO BE SEALED
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1 I, Rylee Kercher Olm, declare as follows:

2 1. I am licensed to practice in the State of California and before this Court. I am an
3 associate at Keeker, Van Nest & Peters, LLP, counsel of record for defendant Twitter, Inc.
4 ("Twitter") in the above-captioned action. I submit this declaration in connection with Twitter's
5 Motion to Dismiss Plaintiff's Complaint. I have personal knowledge of the facts stated in this
6 declaration and, if called as a witness, could and would testify competently as to those facts.

7 2. Attached hereto as **Exhibit A** is a true and correct copy of a certified English
8 translation (as well as the original copy in Hebrew) of Plaintiff Omar Abdulaziz's Statement of
9 Claim filed on December 2, 2018, with the Tel Aviv Jaffa Magistrates Court in Civil Action
10 2401-12-18, against NSO Group Technologies Ltd. and Q Cyber Technologies Ltd. The
11 Statement of Claim is publicly available in Hebrew at
12 <https://www.documentcloud.org/documents/4806664-NSO-Lawsuit-in-Hebrew.html>
13 (downloaded on October 23, 2019). This link to the Statement of Claim is provided by the article
14 *Lawsuit Lays Bare Israel-Made Hack Tools in Mideast, Mexico*, by Raphael Satter of the
15 Associated Press, published on August 31, 2018, available at
16 [https://apnews.com/a5d4f292925348ceaf64f649b4f79a0f/Lawsuit-lays-bare-Israel-made-hack-](https://apnews.com/a5d4f292925348ceaf64f649b4f79a0f/Lawsuit-lays-bare-Israel-made-hack-tools-in-Mideast,-Mexico)
17 [tools-in-Mideast,-Mexico](https://apnews.com/a5d4f292925348ceaf64f649b4f79a0f/Lawsuit-lays-bare-Israel-made-hack-tools-in-Mideast,-Mexico) (last accessed on December 3, 2019). The certified English translation
18 has been prepared by ION Translations.

19 3. Attached hereto as **Exhibit B** is a true and correct copy of Twitter's Terms of
20 Service, with an effective date of May 18, 2015 to January 26, 2016, available at
21 https://twitter.com/en/tos/previous/version_9 (downloaded on December 4, 2019).

22 4. Attached hereto as **Exhibit C** is a true and correct copy of a publicly available
23 Facebook post made by Omar Abdulaziz in the [REDACTED] Facebook
24 group, available at [REDACTED]
25 (downloaded on December 13, 2019).

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1 I declare under penalty of perjury, under the laws of the United States of America, that the
2 foregoing is true and correct and that this declaration was executed in San Francisco, California
3 on December 16, 2019.

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